



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

Margaret Witherup
Gordon Feinblatt
Attorneys at Law
233 East Redwood Street
Baltimore, MD 21202-3332

June 8, 2010

Re: Eastern Plating Company, Inc.
Consent Agreement and Final order

Dear Maggie:

I have enclosed a true and correct copy of the Consent Agreement and Final Order for Eastern Plating Company, Inc. (Docket No. RCRA-03-2010-0259) for the alleged RCRA violations at its Baylis and Pulaski facilities.

Please note that Eastern Plating may be required to disclose to the Securities and Exchange Commission ("SEC") the existence of certain administrative or judicial proceedings taken against your client's company under Federal, State or local environmental laws. Please see the attached "Notice of Securities and Exchange Commission Registrants' Duty to Disclose Environmental Legal Proceedings" for more information about this requirement and to aid you in determining whether your company is subject to it.

Thanks for your help in resolving this case. If you have any questions about this or any other matter, please do not hesitate to call me at (215) 814-2640.

Sincerely,

A handwritten signature in black ink that reads "Jim Heenehan". The signature is written in a cursive, flowing style.

Jim Heenehan
Sr. Asst. Regional Counsel


cc: J. Henry (3LC70)

CERTIFICATE OF SERVICE

I certify that I filed an original and one copy of the signed Consent Agreement and Final Order (CAFO) for *In the Matter of: Eastern Plating Company, Inc.* (Docket No. RCRA-03-2010-0259) with the Regional Hearing Clerk and sent a true and correct signed copy of the CAFO to Respondent as indicated below:

UPS: Margaret Witherup
Gordon Feinblatt
Attorneys at Law
233 East Redwood Street
Baltimore, MD 21202-3332

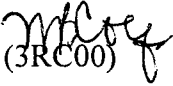
6/8/10
Date




James Heenehan
Sr. Assistant Regional Counsel
U.S. Environmental Protection
Agency, Region III

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
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SUBJECT: Eastern Plating Company, Inc.
Docket No. RCRA-03-2010-0259
Consent Agreement and Final Order

FROM: Marcia E. Mulkey 
Regional Counsel (3RC00)

and

Abraham Ferdas, Director 
Land & Chemicals Division (3LC00)

TO: Renée Sarajian
Regional Judicial Officer (3RC00)

The attached Consent Agreement and Final Order ("CAFO") will simultaneously initiate and resolve an administrative enforcement action pursuant to Section 3008(a)(1) and (g) of the Resource Conservation and Recovery Act ("RCRA"), 42 U.S.C. § 6928(a)(1) and (g), and the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties, and the Revocation/Termination or Suspension of Permits, 40 C.F.R. Part 22, at Respondent's facilities located at 7803 Pulaski Highway, Baltimore, Maryland (the "Pulaski Facility") and 1200 South Baylis Street, Baltimore, Maryland (the "Baylis Facility"). More specifically, the CAFO resolves claims arising from alleged violations of Subtitle C of RCRA, 42 U.S.C. §§ 6921- 6939e, and authorized Maryland Hazardous Waste Management Regulations ("MdHWMR") set forth at COMAR, Title 26, Subtitle 13 *in lieu* of the federal hazardous waste management program in connection with Respondent's Pulaski and Baylis Facilities. This CAFO is being entered into pursuant to 40 C.F.R. §§ 22.13(b) and 22.18(b)(2) and (3) without prior issuance of a Complaint.

We concur with the terms of the attached CAFO directing Respondent to pay a penalty of \$50,000. This settlement was determined in accordance with the statutory factors set forth in Section 3008(a)(3) and (g) of RCRA, 42 U.S.C. § 6928(a)(3) and (g), with specific reference to EPA's June 2003 RCRA Civil Penalty Policy as modified by the Revised Penalty Matrices for the RCRA Civil Penalty Policy (January 11, 2005).

Pursuant to 40 C.F.R. § 22.18(b) and the Region III Delegations Manual at Delegation 22-3-C, 1200 TN RIII-106 (June 7, 1995), Final Orders must be signed by the Regional Administrator or the Regional Judicial Officer. We recommend that you sign the attached Final

Order and return it to the Waste and Chemical Law Branch of the Office of Regional Counsel for further processing.

Attachment

cc: Margaret Witherup, Esq.